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BEFORE THE ARIZONA CORPORATE COMMISSION

DOCKETED

WILLIAM A. MUNDELL

Chairman

JIM IRVIN

Commissioner

MARC SPITZER

Commissioner

AUG 06 2001

DOCKETED BY

IN THE MATTER OF THE APPLICATION)
OF QWEST CORPORATION F/K/A U S WEST)
COMMUNICATIONS, INC., FOR APPROVAL)
OF A LOCAL INTERCONNECTION)
AGREEMENT WITH AFFINITY NETWORK,)
INC.)

DOCKET NOS. T-01051B-01-0472
T-02664A-01-0472

DECISION NO. 63899ORDER

Open Meeting

July 24 and 25, 2001

Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. On June 11, 2001, Qwest Corporation ("Qwest") f/k/a U S WEST Communications, Inc., filed an application for approval of an Interconnection Agreement between Qwest, Affinity Network, Inc. ("Affinity"). The term of the Agreement shall be effective upon Commission approval and remain in effect until June 30, 2003. Upon expiration, the agreement shall remain in force and effect until terminated by either party on one hundred sixty (160) days written notice. The Agreement governs the terms and conditions under which Qwest will offer Interconnection services to Affinity.

2. The Telecommunications Act of 1996 ("1996 Act") directed incumbent local exchange carriers to make their networks available for Interconnection and Resale by new entrants to the local exchange market. The 1996 Act provides for Interconnection and Resale agreements to be concluded by voluntary negotiation.

3. This Agreement between Qwest and Affinity was voluntarily negotiated, without resort to arbitration.

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5. According to the 1996 Act and Commission Rule, the Commission must approve voluntarily negotiated Interconnection and Resale agreements, if their provisions are non-discriminatory and in the public interest.

6. Staff has reviewed the Agreement and finds it to be non-discriminatory and in the public interest. Qwest is offering the same terms and conditions of the Agreement to all other interested parties. The Agreement is in the public interest because it will act to further competition in the local exchange market in Arizona.

7. Since there are no grounds for rejection of the Agreement pursuant to Section 252(e)(2)(A) of the 1996 Act, Staff has recommended that the Commission approve the Interconnection Agreement between Qwest and Affinity.

1. Qwest is an Arizona public service corporation within the meaning of Article XV, Section 2, of the Arizona Constitution.

2. The Commission has jurisdiction over Affinity and over the subject matter of the Application.

3. The Commission, having reviewed the Application and Staff's Memorandum has determined that the Resale Agreement negotiated between Qwest and Affinity meets the requirements of Section 252(e)(2)(A) of the 1996 Act which governs the approval of voluntarily-negotiated agreements and is in the public interest.

4. The Commission maintains jurisdiction over the subject matter of the Agreement and Amendments thereof, to the extent permitted pursuant to the powers granted the Commission by the Arizona Constitution, Statutes, Commission Rule, and the 1996 Act and the Rules promulgated thereunder.

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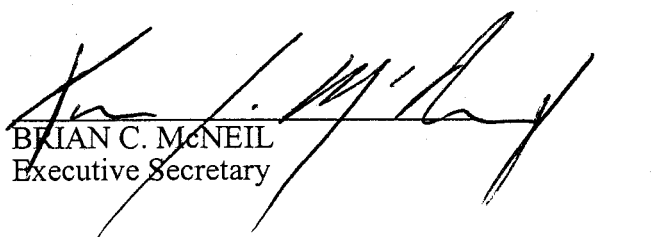
ORDER

IT IS THEREFORE ORDERED that the Commission hereby approves the Interconnection Agreement between Qwest and Affinity filed on June 11, 2001.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION
CHAIRMAN
COMMISSIONER
COMMISSIONER

IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive Secretary of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this 10th day of August, 2001.


BRIAN C. McNEIL
Executive Secretary

DISSENT: _____

DRS:EAA:bsl/MAS

1 SERVICE LIST FOR: Qwest Corporation and Affinity Network, Inc.

2 DOCKET NOS. T-01051B-01-0472 and T-02664A-01-0472

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